

**IN THE UNITED STATES
BANKRUPTCY COURT FOR THE
MIDDLE DISTRICT OF ALABAMA
NORTHERN DIVISION**

**SUSAN S. DEPAOLA, CHAPTER
7 TRUSTEE FOR THE
BANKRUPTCY ESTATE OF
PHILIP L. GOODWYN AND
SIMPLE PLEASURES, INC.,**

PLAINTIFFS,

V

**V. RESTAURANTS, INC., AND
VINCE SAELE,**

DEFENDANTS.

CASE NO.: 2:06-CV-00893-WKW

**(BANKRUPTCY CASE NO. 05-
32325-CHAPTER 7)**

**(BANKRUPTCY ADV. PRO. NO.
05-03062-WRS)**

**DEFENDANT'S CORRECTED
NOTICE CONCERNING
SETTLEMENT CONFERENCE AND
MEDIATION**

COME NOW Vince Saele and V Restaurants, Inc., defendants in the above styled matter, in accordance with this Honorable Court's Order dated October 5, 2006 and file a correction to the Plaintiff's Notice Concerning Settlement Conference and Mediation by stating the following:

1. The pleading filed by the Plaintiff states in part "...it is the belief of counsel for the Plaintiff that mediation will not assist the parties in reaching a settlement. However, the Plaintiff would agree to submit to mediation."
2. Defendants made a settlement offer to Plaintiffs and never received a response to same.

3. Defendants do not foreclose the possibility of resolving this matter in mediation.

RESPECTFULLY SUBMITTED this the 16th day of February, 2007.

/s/ Daniel G. Hamm

DANIEL G. HAMM (HAM043)
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CERTIFICATE OF SERVICE

This is to certify that I have this day served a copy of this Defendant's Corrected Notice Concerning Settlement Conference and Mediation by electronic transmission or by placing a copy in the United States Mail with sufficient postage for first class delivery to the attorneys named below or parties if not represented by counsel.

DONE this the 16th day of February, 2007.

/s/ Daniel G. Hamm

DANIEL G. HAMM (HAM043)
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Von Memory
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